

OPINION 1084

ADSPERSUS, TERGIPES, NORDMANN, 1845 (MOLLUSCA,
OPISTHOBRANCHIA) PLACED ON OFFICIAL LIST OF
SPECIFIC NAMES IN ZOOLOGY

RULING.- (1) The application for the use of the plenary powers to suppress the specific name *adspersus* Nordmann, 1845, as published in the binomen *Tergipes adspersus*, is hereby refused.

(2) The specific name *adspersus* Nordmann, 1845, as published in the binomen *Tergipes adspersus*, is hereby placed on the Official List of Specific Names in Zoology with the Name Number 2608.

HISTORY OF THE CASE Z.N.(S.) 2010

On 22 June 1972 the Secretariat of the Commission received an application from Dr Lemche for the use of the plenary powers to protect the specific name *pallida* Alder & Hancock, 1854, as published in the binomen *Embletonia pallida*, from its senior synonym *Tergipes adspersus* Nordmann, 1845. His application was sent to the printer on 20 September 1972 and published on 10 October 1973 in *Bull. zool. Nomencl.* vol. 30: 90. Public notice of the possible use of the plenary powers in this case was given in the same part of the *Bulletin* as well as to the prescribed serials (Constitution Art. 12b) and to three molluscan serials.

On 29 June 1973 a comment was received from Dr I.S. Roginskaya (*Academy of Sciences, Moscow*) pointing out that Nordmann's specific name was in general current use, and not only in Russian literature. She asked that the Law of Priority be applied in this case. Her comment was published on 28 June 1974 in *Bull.* vol. 30: 138-139. She was supported by Dr Starobogatov and by Dr Robert Burn (*Geelong, Victoria, Australia*).

DECISION OF THE COMMISSION

On 22 September 1976 the members of the Commission were invited to vote under the Three-Month Rule on Voting Paper (1976)18 for or against the use of the plenary powers in this case. It was explained that an affirmative vote would be taken as supporting Dr Lemche's case, and a negative vote as supporting Dr Roginskaya's case. At the close of the voting period on 22 December 1976 the state of the voting was as follows:

Affirmative Votes - three (3): Lemche, Tortonese, Kraus

Negative Votes - eighteen (18) received in the following order: Melville, Mroczkowski, Holthuis, Vokes, Willink, Rohdendorf, Ride, Brinck, Habe, Binder, Corliss, Sabrosky,

Starobogatov, Bayer, Welch, Dupuis, Nye, Bernardi. Dr Eisenmann asked that his vote be added to the majority, in view of the conflict of usage.

A late affirmative vote was returned by Dr. Alvarado.

No voting paper was returned by Mr Heppell.

ORIGINAL REFERENCE

The following is the original reference for the name placed on an Official List by the ruling given in the present Opinion:
adspersus, *Tergipes*, Nordmann, 1845, *Mém. Acad. Sci. St. Pétersb.*, vol. 4 (6): 498.

CERTIFICATE

I certify that the votes cast on Voting Paper (76)18 were cast as set out above, that the option to use the plenary powers in the present case was declined, and that the decision so taken, being the decision of the International Commission on Zoological Nomenclature, is truly recorded in the present Opinion No. 1084.

R.V. MELVILLE

Secretary

International Commission on Zoological Nomenclature

London

1 March 1977